

TWO WITNESSES IN BROWN CASE

Testimony Begun Over Protest
of Attorney Rogers.

WRANGLE OVER AFFIDAVIT

MRS. BRADLEY MAY TAKE
STAND AGAINST DEFENDANT.

The taking of testimony in the Brown case was begun yesterday afternoon over the objection of Lindsay Rogers, chief counsel for the defense. He objected to any evidence being admitted which was in conflict with the affidavit of Mrs. Nellie Hayden, who conducted the independent rooming house, but his objections were overruled by Judge Charles W. Morse, who is trying the case.

Yesterday morning a continuance was taken until the afternoon, upon motion of County Attorney George Westervelt, who is handling the case during the temporary absence of District Attorney Dennis C. Eichnor, who is at home sick. When the case was called at 2 o'clock Attorney Rogers objected to the introduction of evidence which had a tendency to controvert the affidavit of Mrs. Hayden.

Objection by Rogers. He contended that the admission of the affidavit of the woman by the state, with the reservation that it would not admit that the statements contained therein were true, was a tacit admission that the statements made by the woman were correct, and that the state could not, under the existing conditions, place witnesses upon the stand who would testify that the statements were not true.

Attorney Rogers devoted more than an hour to arguing his contention. At his conclusion Judge Morse overruled his motion, and Samuel Dowse was the first witness called. He testified in substantiation of the main allegations specified in the information. He was employed as a private detective to secure evidence against Attorney Brown. His story was very direct, and a complete denial of the affidavit of Mrs. Hayden.

Elliott Road, who was also with Mr. Dowse on the night of April 18, 1903, testified to facts similar to those advanced by Mr. Dowse. They were both positive that Attorney Brown and Mrs. Bradley occupied a room that night in the Independence house.

Many Lawyers Present. Owing to the prominent position which Attorney Brown has held in the legal profession in Salt Lake City during the past twenty years, and the legal point which Attorney Rogers was going to raise in objection to the admission of any testimony which would be in conflict with the affidavit of Mrs. Hayden, there was an unusually large array of attorneys present yesterday afternoon. The court room was filled with spectators in the morning and afternoon. After the luncheon recess the majority of spectators was attorneys. They gave undivided attention to the long and earnest arguments of Attorney Rogers and the testimony of the two witnesses.

It was stated yesterday afternoon, although it could not be confirmed, that Mrs. Bradley, before the case was concluded, will take the witness stand against the attorney and admit the allegations in the complaint. She has already entered a plea of guilty to the same charge as that on which Attorney Brown is being tried, but sentence has been deferred by Judge Morse from time to time.

HIS WIFE LEFT HIM. Christian Andersen Says She Eloped With Man Named Kersh.

Christian Andersen has sued Carrie H. Andersen for divorce on the ground of desertion. It is alleged that the woman has gone to Montana in company with Burt Kersh, their exact whereabouts being unknown to the husband. He says in the complaint that they were married in Mantel, Sanpete county, May 9, 1892.

On Nov. 22, 1902, Mr. Andersen says that his wife left him. At that time they were living in Murray. Prior to that time Kersh was a frequent visitor at their house. On that date, it is said, Mrs. Andersen came to Salt Lake City. It was a week later before he found any trace of his wife. The husband asked his wife to return home to him and their children, but she refused to do so. Mr. Andersen says that he has been informed by a man named Burge that she has gone to Montana with Kersh. The husband asks for a divorce and the custody of their children.

Wanted to See Property.

The condemnation suit of the Short Line against James S. Jones et al. was given to the jury yesterday afternoon, shortly before 4 o'clock. When court convened at 2 o'clock the jury requested permission to visit the scene of the property, First South and Third West streets. When it returned into court, Judge Samuel W. Stewart, who tried the case, instructed the jury. At its

It may be
Coffee
that causes your
trouble.

It is the direct and certain cause of nervous disorders, dyspepsia, heart trouble, weak eyes and a multitude of other diseases brought on by slight poisoning of the nervous system. You can tell certainly in your own case by leaving off coffee and using Postum Coffee 10 days.

If your troubles begin to disappear you have the exact reason for their cause and therefore know how to be rid of the "herd of little demons" and return to health and good old time comfort again.

SAMUEL RUSSELL OF THIS CITY TO TAKE PART IN AN INTER-COLLEGIATE DEBATE



Samuel Russell

Utah will be represented in the debate this year between the University of Virginia and the University of Pennsylvania, which will be held in the former's public hall on April 13. Samuel Russell of this city, who is attending the Virginia school, is one of the three debaters selected from that institution to meet the Pennsylvania orators on the platform and discuss the subject, "Uniformity of Divorce Laws." The others from Virginia are John H. Lightfoot, Jr., of Richmond, and Roger B. Wood of Frederick City, Md.

Russell is the young man who gained some prominence a year ago by making an open protest in the tabernacle against the appointment to a stake office of Judge H. S. Tanner. A sensation resulted when it became known that Russell's objections were based upon alleged polygamy on the part of Judge Tanner. This was in a measure responsible for the calling of a session of a special grand jury. The case against Judge Tanner was investigated, but no evidence to prove Russell's allegations was brought forth, and the matter was dropped.

conclusion he asked the jury to return a verdict on the morning to return a sealed one to the hall, and then appear in court at that hour this morning. Inasmuch as the railroad seeks to condemn two pieces of property held by Jones in the same vicinity, it was decided to consolidate the two cases, one verdict answering for both suits.

District Court Notes.

In the suit of W. C. Stainer vs. Utah Savings & Trust company, Judge Thomas D. Lewis yesterday continued further hearing until Monday. The defendants were given leave to file a counter claim, and the intervenor permission to file an answer to the counter claim.

J. H. Leyson company yesterday instituted suit against G. Ray Walker to collect a balance of \$1,000 on a \$1,500 diamond ring.

FAVOR STONE SIDEWALKS.

Real Estate Dealers' Association Will Assist Commercial Club.

At the regular weekly luncheon of the Real Estate Dealers' association, held in the rooms of the Commercial club yesterday, the agitation of the Commercial club for stone sidewalks between Second and Seventh East and Brigham and Fourth South streets received hearty endorsement. A committee consisting of M. J. Jones and J. J. Haloran was appointed to co-operate with the Commercial club to bring about the desired improvement.

Health Commissioner Wilcox is to receive assistance from the association in his effort to cause all residences to connect with sewers where such connection is possible. O. F. Peterson was authorized to assure Dr. Wilcox of the association's hearty support.

IN THE POLICE COURT.

Sam Tooley, the Chinaman whose opium den was raided Tuesday night, was sentenced to serve a term of 150 days in the city jail for keeping an opium den. O'Neil, James Ray and Louise Davis, the other inmates who were arrested in the den, will be sentenced today at 2 o'clock for resorting to an opium joint.

Mrs. Martha Davis was discharged yesterday morning by Judge C. B. Diehl on the complaint charging her with receiving stolen goods. She was charged with having received the flour stolen from Anderson's grocery store on Second South and Seventh West, which was burglarized about the middle of last month. The police have been investigating the matter since her arrest and were finally convinced that the woman had nothing to do with hiding the flour in a small outside building behind her residence. She was dismissed on a motion made by Assistant County Attorney Dana Smith.

C. A. Larson was arraigned yesterday morning in the city court on the charge of grand larceny. He was arrested a few days ago for having stolen \$30 from a man named Charles Dahl while sleeping in the same room at a rooming house on Commercial street. In the complaint which was read to him yesterday morning he was charged with having stolen \$30 from himself. When the mistake was made the case was dismissed. The prosecution immediately filed a new complaint charging him with the same offense. He will be arraigned again today at 2 o'clock.

A VERY GOOD SIGN.

Notable Improvement on North Main Street.

It has often been noted by business men that thoroughly equipped office buildings are infrequent in the northern portion of Main street. This fact was realized by the owners of the new Security Trust building, McGurran & Co., Investment Bankers, and they have made every effort to meet the need for modern and convenient offices in that section. The work is now almost complete, and decorators and fixture men have been transformed the building that it will be scarcely recognized. The company also feels some pride in the installation of its remarkable five-story vault, which is a splendid place of mechanism and will be at the disposal of occupants of the new building.

MARRIAGE LICENSES.

Calvin Jones, Fairview.....23
Christina Peterson, Fairview.....23
David S. Edwards, Salt Lake City.....22
Alice A. Smith, Salt Lake City.....22
George R. Turner, Salt Lake City.....23
Olive Dymock, Ogden.....18
Wellington B. Stafford, Salt Lake City.....23
Mary E. Siddaway, Salt Lake City.....23

CASTLE GATE POSTMASTER.

(Special to The Herald.)
Washington, March 23.—Margaret M. Harrison has been appointed postmaster at Castle Gate, Carbon county, Utah, vice Helen B. Bell, resigned.

USE ECONOMY BRAND EVAPORATED CREAM

Fabrics-Colors Women.

The more dainty & delicate they are the greater the need of Pearline for the Washing.

Ginghams Dimities Piques Organdies Madras Swiss Laces Lawns Linens

Use Pearline without soap without rubbing

on. I was sick, dizzy and worn out for a long time and unable to attend to business.

ME. T. B. PETERSON. Was Put on His Feet and Given Health by Paine's Celery Compound.

Learn how much better you can feel—Go to your Druggist To-day—Get one bottle—Feel just ONCE that abundant new NERVE FORCE, made by Paine's Celery Compound—You will NEVER AGAIN be contented with low spirits and poor health.

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AFFECTS THE SCHOOLS

Efforts Being Made to Modify
Quarantine Regulations as
to Whooping Cough.

City Superintendent of Schools D. H. Christensen did not receive any word yesterday from Health Commissioner Wilcox relative to the modification of the existing order relative to children attending school where whooping cough is in the family. Mr. Christensen is very anxious to have the present order modified so that it will not materially affect the attendance of pupils. He said yesterday afternoon that the present order keeps away from 8 to 10 per cent of the school children. That means from 1,000 to 1,500 children are restrained from attending school.

The present order makes it impossible for children to attend school where whooping cough exists in their families, unless they leave home and board with friends or relatives until the quarantine is raised. Mr. Christensen has asked that the order be made so as not to effect children above the age of 10 years. As the order now stands, many pupils in the higher grades and the High school are kept from their studies. If Dr. Wilcox changes the order, it will mean that about 75 per cent of the boys and girls now out of school will be enabled to return.

The disease continues to spread with its persistent regularity. Three new cases in different parts of the city were reported to the board of health as follows: Francis Tatum, 230 Jennings avenue; James Nolan, 573 South First West street; Willie Asper, 210 Fern street.

STORM IN KENTUCKY.

Hopkinsville, Ky., March 23.—Damage amounting to thousands of dollars was done in Christiana county by a windstorm today. Many buildings were unroofed and two negroes killed.

Discontent, ill temper, low spirits, despondency, dizziness, sick headache, heartburn, palpitation of the heart, distention of the stomach—all of them are dyspepsia.

The underlying cause is that the organs of digestion have not the Nerve Strength to do their work properly.

The true cure must be a cure of the inner nerves, which govern the digestive organs and the entire human system.

"I was Sick—Dizzy—Worn-Out."

North Weymouth, Mass., Dec. 11th.—"Paine's Celery Compound is the best and most effective medicine I have ever taken."

My blood was in troublesome condition. I was advised to take Paine's Celery Compound, which I did, with pleasing results, and in a short time I was able to return to my business. My blood is greatly benefited. I would advise all who are run down by overwork or who need a blood tonic to take Paine's Celery Compound. They will find that it will be a great benefit to them."—T. P. Peterson.

Trace every disease, blood trouble or pain to the TRUE CAUSE. Pain is only the sign or symptom. It is idle to try to relieve the pain itself. The only true cure for blood impurity or suffering is the cure that CURES THE TRUE CAUSE—Weakness of the INNER Nerves.

—Prof. Edward E. Phelps, M. D., L.D., of Dartmouth University—Famous Discoverer of Paine's Celery Compound.

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Headlights of the

Cremo

You see them everywhere—the signal of enjoyment and satisfaction that shines brightly from the face of every Cremo Smoker—5c.

Largest Seller in the World.

The Band is the Smoker's Protection.

Weak Nerves—Dyspepsia—

Dizziness—Bad Blood

EASILY CONQUERED—QUICKLY CURED

The Whole Country Has Awakened to the Marvelous Properties of the Celebrated Nerve Vitalizer and Tonic.

Paine's Celery Compound

Milwaukee, Dec. 18, 1902.—"Through a friend I was advised to take Paine's Celery Compound for stomach trouble, with which I was afflicted for years. My food had lost taste.

"I had no appetite and my system was entirely out of order.

"I wondered, for it was like a kind blessing falling on me.

"It surely performs its wonders in a marvelous way, and cheerfully and with gratitude I join my voice with the thousands who are praising Paine's Celery Compound. It has made me a well woman."—MRS. MARY KENNEY.

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